

REMARKS

This Amendment is in response to the July 17, 2006 Office Action. The Examiner indicated that the application is in condition for allowance except for formal matters regarding rejected claims 112-113, 121-125, 130-140, 218-228, 230, 233-236, and 238-246. Applicant has amended the claims in accordance with the Examiner's suggestions as set forth below. Accordingly, claims 112-113, 121-125, 130-140, 218, 234, 241-242 have been amended. Claims 227-228 and 230 have been canceled, without prejudice.

In accordance with the Examiner's instructions, Applicant has inserted the term "system" after "marketplace" in claims 112, 121-125, 130-140 and 234. The claims are now directed to a system as being one of the statutory classes of invention. Next, in claim 112 (line 11) and claim 130 (line 18), Applicant deleted the term "portion" for better readability purposes. Also, Applicant replaced the term "steps" with "means" in claim 112 (lines 14-15) and claim 218, so that each limitation contains means plus function language.

Applicant has amended claim 113 (line 1) to read "A freight transportation marketplace system," instead of "a marketplace."

Next, per the Examiner's instructions, Applicant has amended claim 122 (line 2), claim 123 (line 2) and claim 140 (line 38) to be in means plus function format.

Finally, Applicant has amended claims 134 and 241 to read "the buyer is assigned," instead of "the buyer comprises," to clarify that in the action defining system a buyer is assigned

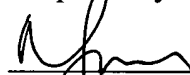
a specific privilege and scope as provided. Application has also amended claims 135 and 242 to read "the seller is assigned," instead of "the seller comprises," to similarly clarify that in the action defining system, the seller is assigned a privilege and a scope as provided.

In conclusion, and in view of the Remarks set forth above, the Applicant respectfully submits that the application and the claims are in condition for allowance and respectfully requests favorable consideration and the timely allowance of all pending claims.

The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication to our Deposit Account No. 13-0019. If a fee is required for an extension of time under 37 C.F.R. 1.136 not accounted for above, such extension is requested and should also be charged to our Deposit Account.

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Dated: September 18, 2006

Respectfully submitted,



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